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Attorneys for Plaintiffs

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

JONATHAN RETTA, KIRSTEN
SCHOFIELD, and JESSICA MANIRE,
on Behalf of All Others Similarly
Situated

Plaintiff(s),

v.

MILLENNIUM PRODUCTS, Inc. and
WHOLE FOODS MARKET, Inc.,

Defendants.

Case No. 2:15-CV-01801-PSG-AJW

**JOINT STIPULATION AND
REQUEST TO VACATE
PRETRIAL DEADLINES**

Judge: Hon. Philip S. Gutierrez

1 Pursuant to Local Rule 7-1, Plaintiffs Jonathan Retta, Kirsten Schofield, and
2 Jessica Manire (collectively, "Plaintiffs"), Defendant Millennium Products, Inc.
3 ("Millennium") and Defendant Whole Foods Market, Inc. ("Whole Foods")
4 (collectively, Plaintiffs and Defendants shall be referred to herein as the "Parties"),
5 by and through their respective counsel, hereby enter into the following stipulation:

6 WHEREAS, on January 6, 2016, ECF 43, the Court set the following
7 upcoming pretrial deadlines:

8 Discovery Cut-Off: 8/30/2016

9 Last Day to File Motion: 9/13/2016

10 Opening Expert Witness Disclosure: 9/13/2016

11 Rebuttal Expert Witness Disclosure: 9/27/2016

12 Expert Discovery Cut-Off: 10/18/2016

13 Final Pretrial Conference: 11/21/2016

14 Jury Trial: 12/6/2016

15 WHEREAS, after two mediations on March 25, 2016 and May 20, 2016, the
16 Parties have reached a tentative class settlement and intend to file a motion for
17 preliminary approval in the near future;

18 WHEREAS, the Parties are in agreement that the upcoming pretrial deadlines
19 should be vacated to allow the Parties to finalize a settlement agreement and file a
20 motion for preliminary approval;

21 WHEREAS, the Parties will promptly file a Joint Status Report and request
22 that the Court hold a case management conference should the Parties' settlement
23 efforts fail for any reason;

24 NOW THEREFORE, pursuant to Local Rule 7-1, the Parties stipulate that all
25 currently scheduled pretrial deadlines are vacated. The Parties further stipulate that
26 should the Parties' settlement efforts fail for any reason, the Parties will promptly file
27 a Joint Status Report and request that the Court hold a case management conference
28 to reschedule the vacated pretrial deadlines.

1 Dated: June 22, 2016

BURSOR & FISHER, P.A.

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3 By: /s/ Yeremey Krivoshey
Yeremey Krivoshey

4 *Attorneys for Plaintiffs*

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6 Dated: June 22, 2016

O'MELVENY & MYERS LLP

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8 By: /s/ Scott M. Voelz
Scott M. Voelz

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10 *Attorneys for Defendant Millennium*
11 *Products, Inc.*

12 Dated: June 22, 2016

LTL ATTORNEYS LLP

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14 By: /s/ James M. Lee
James L. Lee

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16 *Attorneys for Defendant Whole Foods*
17 *Market, Inc.*

SIGNATURE ATTESTATION

The filing attorney attests that he has obtained concurrence regarding the filing of this document from each of the other signatories to this document.

Dated: June 22, 2016

By: /s/ Yermey Krivoshey
Yermey Krivoshey